

GARDINER CITY COUNCIL MEETING
Wednesday, May 17, 2017
Gardiner City Hall

Mayor Thomas Harnett called the regular Council Meeting to order at 6:46 p.m.

Roll Call:

Mayor Thomas Harnett; Councilors Terry Berry, Shawn Dolley, Phil Hart, Maryann White, Jon Ault & Patricia Hart; Councilor Tim Cusick was absent. Also present were Interim City Manager Anne Davis and City Clerk Lisa Gilliam.

Mayor Harnett announced that on May 16, 2017 the City Council conducted interviews for the City Manager position. These interviews were done in executive session on a motion made by Councilor Terry Berry and seconded by Councilor Tim Cusick. The motion carried by unanimous vote. It was noted that the executive session began at 6:10 p.m. and ended at 8:40 p.m.

PETITIONS, PUBLIC HEARINGS (Public comment for anything not on agenda):

Mayor Harnett opened the meeting up for public comment; hearing none, Mayor Harnett closed this portion of the meeting.

Consent Agenda:

Executive Session Pursuant to 1 MRSA 405(6)(D) to discuss Collective Bargaining Contracts:

Mayor Harnett noted that at 6:00 p.m. there was a motion by Councilor Shawn Dolley to begin the executive session; this motion was seconded by Councilor Phil Hart. Motion carried by unanimous vote 7-0.

Motion by Councilor Patricia Hart to ratify the collective bargaining contracts; motion seconded by Councilor White. Motion carried by unanimous vote 7-0.

Request from a resident to keep bees on property within HDR district:

Interim Manager Davis introduced this item to the Council. The current land use ordinance does not allow beekeeping on any property within this district. Where allowed, the keeping and raising of small animals (bees), shall require a minimum of 40,000 square feet of land. Residents Julia Samson and David LeGloahec would like to petition City Council to allow them to raise bees at 50 Central Street. Discussion followed.

Councilor White spoke about the need for bees to have a water source; Mr. LeGloahec agreed and said he would provide a large water source for the bees to keep them for hovering near private swimming pools. Councilor Patricia Hart said this item would need to be reviewed with the Ordinance Review Committee and that it could not be approved by the City Council; she said this could be added to an upcoming ORC agenda. Councilor Ault said he would be happy to work with Mr. LeGloahec to see this project move forward. Motion by Councilor Ault to have this subject added and prioritized to an upcoming ORC meeting; motion seconded by Councilor Patricia Hart. Discussion continued. Motion carried by unanimous vote 7-0.

Water Street MPI Project Informational Meeting:

Interim Manager Davis provided information on this item. This was an informational meeting to present the engineers preliminary plan for work on Water Street, Main Avenue and Mechanic Street. The engineers and MDOT representative were available for questions. This project will include paving, sidewalk work south of the library as well as some water main replacement and storm water upgrades also south of the library on Water Street. An advertisement has been placed in the KJ. Discussion followed concerning the sidewalks and crosswalks; it was noted that crosswalks will be replaced, but no change to the brick

sidewalks. Business closings were also discussed and it was noted that some work would be completed during night time hours. There were no motions made or necessary for this item.

Naming Private Road Off Bisbee Lane (Old River Avenue):

Interim Manager Davis said that the City had received a request from Tiffany and Rusty Peters to name their private right-of-way Petersville Lane. The Peters are constructing a new home and have split the property for a future building lot. According to Chapter 10 of the 911-Enhanced section of the City of Gardiner Code: "all public or private roads serving two or more addresses shall be named." The request complies with the criteria that "no two roads shall be given the same or similar-sounding (e.g. Beech and Peach, Pine Road and Pine Lane) names. A brief discussion followed.

Motion by Councilor Ault to approve the road name request of Petersville Lane for the private right-of-way off Bisbee Lane; motion seconded by Councilor Patricia Hart. Motion carried by unanimous vote 7-0.

Consideration of Victualer's Licenses:

A list of Victualer's Licenses was presented to the City Council. Interim Manager Davis noted that this is an annual license issued to any restaurant/business that prepares or serves food or drink to the public on or off their premises. The list of licenses presented were all renewals except for Domino's Pizza, which is a new establishment and is expected to open at the beginning of June.

Motion by Councilor Patricia Hart to approve the list of Victualer Licenses as presented for the 2017 year, subject to any terms and conditions set forth by City Departments; motion seconded by Councilor Dolley. Motion carried by unanimous vote 7-0.

Public Hearing and First Read of FY18 General Fund, TIF Funds, and Enterprise Funds Budgets:

At the last meeting, the Council approved sending an amended version of the Interim City Manager's recommended budget to a first reading. A copy of the revised budget was presented to the City Council; it was noted that the "Council Approved" column is what the Council would be considering. The Council was also presented with the appropriate orders. Finance Director Denise Brown gave a very brief review of the budget changes presented for the Council's review. A brief discussion followed.

Mayor Harnett opened the public hearing; with no comments from the audience, Mayor Harnett closed the public hearing. Motion by Councilor Patricia Hart to approve the first read of the FY 18 General Fund, TIF Funds, and Enterprise Funds budgets and to hold a second reading on June 7, 2017; motion seconded by Councilor Ault. A brief discussion followed. Motion carried by unanimous vote 7-0.

Consideration of Reappointment of the Library Director for a One Year Term:

On June 1, 2016, the City Council approved the "retire/rehire" of the Director of Library and Information Services Director Anne Davis effective 6/1/17. The benefit to the City is no longer having to pay into the Maine State Retirement pool for Ms. Davis as well as a 5% reduction in salary. The City's policy requires that any employee who "retires in place" must be annually reappointed by the City Council.

Motion by Councilor Ault to reappoint Anne Davis as the Director of Library and Information Services for a one-year term through June 1, 2018; motion seconded by Councilor Dolley. A brief discussion followed. Motion carried by unanimous vote 7-0.

Cost to complete a structural analysis on FAA tower:

Interim Manager Davis said the former FAA communications tower located at 78 Libby Hill road had become available to the City of Gardiner. To acquire the tower, the process includes an application to FEMA for conveyance to the City of Gardiner for emergency management use. Prior to submitting the application for conveyance the City would like to have a structural analysis on the tower. Manager Davis is requesting funds to cover the costs of a structural analysis before submitting the application. The funds will come from an account to be determined by city staff. Fire Chief Al Nelson was present and gave the City Council an

update on their progress made so far on this item. Finance Director Brown said this money would come from the expenditures account. A brief discussion followed.

Motion by Councilor Ault to approve up to \$5,000 to complete a structural analysis; motion seconded by Councilor White. A brief discussion followed. Motion carried by unanimous vote 7-0.

Consideration of Special Event Permit - Greater Gardiner River Festival:

Interim Manager Davis introduced this item to the Council. This Special Event Permit is for the Greater Gardiner River Festival, which is scheduled for Saturday, June 17, 2017 from 9am to 9pm. This event is hosted by Gardiner Main Street and will include outdoor crafts and activities, food vendors and fireworks. Manager Davis noted that the license had been approved by the required department heads. Manager Davis made the Council aware that a \$1,200 fee would be incurred by the Police Department.

Motion by Councilor Dolley to approve the Special Event Permit for the Greater Gardiner River Festival scheduled for June 17, 2017, subject to any terms and conditions set forth by City Departments; motion seconded by Councilor Patricia Hart. Motion carried by unanimous vote 7-0.

INTERIM CITY MANAGER'S REPORT:

- The Fire Department will receive an award of merit on May 25th at the Hall of Flags at the State Capital.
- The waterfront bathrooms are almost complete; they should be opened to the public by Memorial Day. Port-a-potties will be made available for the Food Truck Festival, which will be held prior to Memorial Day.
- Docks are not in yet at the waterfront due to the water level being too high. They plan to have them in place by Memorial Day Weekend.

Council Update:

- Councilor Patricia Hart thanked those involved with the budget and the upcoming street paving projects.
- Councilor Jon Ault said there are several upcoming events in Gardiner, including a Co-op meeting at Johnson Hall, the Talent Show at Johnson Hall and the Gardiner Farmers Market will be opening in a few weeks. He also noted how much he enjoys serving on the Council and working for the community.
- Councilor Maryann White said she was pleased with the budget process and working with the City Council. She also noted that the Food Truck Festival will be this weekend at the Gardiner Waterfront and it should be a fun event.
- Councilor Phil Hart was happy to see a few more businesses open in the community this past week.
- Councilor Shawn Dolley – No update.
- Councilor Berry – Happy Spring!
- Mayor Harnett – Thanked the department heads for their work during the budget process. The antique car show will be tomorrow night. Read to Children Day will be tomorrow. And he noted that a lot of good things continue to happen in Gardiner.

ADJOURN:

Motion by Patricia Hart to adjourn; motion seconded by Councilor Dolley. Motion carried by unanimous vote 7-0.

Meeting adjourned at 8:33 p.m.

Respectfully submitted by,
Lisa Gilliam, City Clerk